

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking to Establish
Policies and Cost Recovery Mechanisms for
Generation Procurement and Renewable
Resource Development.

Rulemaking 01-10-024

ADMINISTRATIVE LAW JUDGE'S RULING

This ruling modifies certain provisions of the May 30, 2003 ruling relating to the submission of testimony concerning Calpine Corporation's (Calpine's) request for expedited Commission guidance and authority to San Diego Gas & Electric Company (SDG&E) in connection with the Otay Mesa Generating Project (Otay Mesa). More specifically, the testimony due dates outlined in ruling paragraphs 2, 3 and 4 will be changed in order to allow SDG&E and Calpine to explore whether there are any alternatives to litigation of this matter in this proceeding.

Therefore, in consultation with the assigned Commissioner, I change the June 23, 2003 date for testimony on Calpine's assertions to a July 11, 2003 date for Calpine and SDG&E; other interested parties will be provided an opportunity to comment later.¹ The July 11th date allows a window of opportunity for negotiations, while still allowing the Commission to set at its July 16, 2003

¹ The May 30, 2003 ruling also set a date for SDG&E to provide as much information as it can on whether its Request for Proposals process resulted in viable alternative options to Otay Mesa. SDG&E should address this issue in its July 11, 2003 testimony.

prehearing conference an expedited procedural process for addressing this issue in the upcoming hearings.

Dated June 18, 2003, at San Francisco, California.

/s/ CHRISTINE M. WALWYN

Christine M. Walwyn
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling on all parties of record in this proceeding or their attorneys of record.

Dated June 18, 2003, at San Francisco, California.

/s/ ELIZABETH LEWIS

Elizabeth Lewis

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.